

MINUTES

IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PLANNING COMMISSION PUBLIC FINANCING AUTHORITY

OCTOBER 6, 2010

**Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932**

***CLOSED SESSION MEETING – 5:30 P.M.
REGULAR MEETING – 6:00 P.M.***

CALL TO ORDER

MAYOR JANNEY called the Closed Session Meeting to order at 5:31 p.m.

ROLL CALL

Councilmembers present: Bragg, McCoy
Councilmembers absent: Rose
Mayor present: Janney
Mayor Pro Tem present: King

Staff present: City Manager Brown; City Attorney Lyon; City Clerk Hald

CLOSED SESSION

MOTION BY MCCOY, SECOND BY KING, TO ADJOURN TO CLOSED SESSION UNDER:

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8:

Property: Land for wireless facilities located in the southwestern corner of 825 Imperial Beach Blvd., Imperial Beach, CA 91932, APN 632-111-27

Agency Negotiators: City Manager and City Attorney

Negotiating Parties: AT&T

Under Negotiation: Instruction to Negotiators regarding price and terms

CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION

Significant Exposure to Litigation pursuant to Government Code Section 54956.9(b)(3)(A):

No. of Cases: 1

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a):

Case Name: Imperial Beach Redevelopment Agency v. James E. Sides Jr.

Case No: 37-2010-00075370-CU-EI-SC

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a):

Case Name: Imperial Beach Redevelopment Agency v. Deborah A. Sides

Case Name: 37-2010-00075462-CU-EI-SC

MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: BRAGG, MCCOY, KING, JANNEY
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: ROSE

MAYOR JANNEY adjourned the meeting to Closed Session at 5:32 p.m. and he reconvened the meeting to Open Session at 6:00 p.m. Reporting out of Closed Session, CITY ATTORNEY LYON announced Council met earlier in Closed Session, direction was given and had no reportable action.

REGULAR MEETING CALL TO ORDER

MAYOR JANNEY called the Regular Meeting to order at 6:01 p.m.

ROLL CALL

Councilmembers present:	Bragg, McCoy, Rose
Councilmembers absent:	None
Mayor present:	Janney
Mayor Pro Tem present:	King

Staff present: City Manager Brown; City Attorney Lyon; City Clerk Hald

PLEDGE OF ALLEGIANCE

MAYOR JANNEY led everyone in the Pledge of Allegiance.

AGENDA CHANGES

None.

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/REPORTS ON ASSIGNMENTS AND COMMITTEES

COUNCILMEMBER BRAGG thanked the Chamber of Commerce and the League of Women Voters for hosting the candidate's forum; and she announced the Beachfront Barbeque is scheduled for October 9 at Pier Plaza.

COUNCILMEMBER MCCOY announced the Fiesta del Rio event is scheduled for October 10 at Pier Plaza.

MAYOR PRO TEM KING reported on the BID meeting; the Taste of IB event was moved from the fall to May and the BID is looking for artists for the Paint the Box program to paint utility boxes.

COMMUNICATIONS FROM CITY STAFF

None.

PUBLIC COMMENT

JUNE ENGEL, of the IB Library, announced there will be a reception on October 20 in recognition of the library's 95th Anniversary; and she spoke about attending the Eureka Academy, a prestigious training academy for librarians.

PRESENTATIONS (1.1)

1.1 PRESENTATION OF PROCLAMATION IN RECOGNITION OF FIRE PREVENTION MONTH. (0410-30)

CITY MANAGER BROWN introduced the item.

MAYOR JANNEY presented a proclamation in recognition of Fire Prevention Month to FIREFIGHTER/PARAMEDIC HIDALGO.

FIREFIGHTER/PARAMEDIC HIDALGO spoke about various fire safety and fire prevention programs that have taken place in recognition of Fire Prevention Month and she invited everyone to a Fire Station Open House on Saturday, October 16.

CONSENT CALENDAR (2.1 - 2.5)

MOTION BY MCCOY, SECOND BY KING, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THRU 2.5. MOTION CARRIED UNANIMOUSLY.

2.1 MINUTES.

Approved the minutes of the Regular and Special City Council Meeting of August 18, 2010.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

Ratified the following registers: Accounts Payable Numbers 71679 through 71810 with the subtotal amount of \$487,872.16 and Payroll Checks 43139 through 43195 for the pay period ending 09/09/10 with the subtotal amount of \$167,189.37, for a total amount of \$655,061.53.

2.3 RESOLUTION NO. 2010-6948 – AUTHORIZING THE ACCEPTANCE OF CALTRANS RELINQUISHMENT OF PROPERTY TO FACILITATE THE REALIGNMENT OF THE PALM AVENUE/STATE ROUTE (SR) 75 INTERSECTION ADJACENT TO THE PROPOSED 9TH AND PALM REDEVELOPMENT PROJECT. (0150-30 & 0640-20)

Adopted resolution.

2.4 RESOLUTION NO. 2010-6950 – APPROVING A LETTER OF SUPPORT FOR JOINT LAND USE STUDY (JLUS) GRANT APPLICATION. MF 1025. (0620-80 & 0620-90)

Adopted resolution.

2.5 RESOLUTION NO. 2010-6954 – OPPOSING PROPOSITION 23. (0460-20)

Adopted resolution.

ORDINANCES – INTRODUCTION/FIRST READING (3.1)

None.

ORDINANCES – SECOND READING & ADOPTION (4.1)

4.1 ORDINANCE NO. 2010-1111 – TO CORRECTLY STATE AND EXTEND THE PLAN EFFECTIVENESS AND TAX INCREMENT DEADLINES FOR THE REDEVELOPMENT PLAN FOR THE PALM AVENUE/COMMERCIAL REDEVELOPMENT PROJECT PERTAINING TO THE ORIGINAL PROJECT AREA AND THE ADDED AREA PURSUANT TO HEALTH AND SAFETY CODE SECTION 33333.2 (c). (0640-95)

CITY MANAGER BROWN reported on the item.

No discussion.

MAYOR JANNEY called for the reading of the title of Ordinance No. 2010-1111.

CITY CLERK HALD read the title of Ordinance No. 2010-1111, An Ordinance of the City Council of the City of Imperial Beach, California, TO CORRECTLY STATE AND EXTEND THE PLAN EFFECTIVENESS AND TAX INCREMENT DEADLINES FOR THE REDEVELOPMENT PLAN FOR THE PALM AVENUE/COMMERCIAL REDEVELOPMENT PROJECT PERTAINING TO THE ORIGINAL PROJECT AREA AND THE ADDED AREA PURSUANT TO HEALTH AND SAFETY CODE SECTION 33333.2 (C).

MOTION BY MCCOY, SECOND BY BRAGG, TO DISPENSE WITH SECOND READING AND ADOPT ORDINANCE NO. 2010-1111 BY TITLE ONLY. MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARINGS (5)

None.

REPORTS (6.1 - 6.6)

6.1 APPROVE OR MODIFY THE IMPERIAL BEACH BUSINESS IMPROVEMENT DISTRICT (BID) ANNUAL REPORT FOR FY 2009/2010 AND SET A PUBLIC HEARING TO CONSIDER LEVYING THE BID ASSESSMENT FOR FY 2010/2011. (0465-20)

CITY MANAGER BROWN reported on the item.

COUNCILMEMBER ROSE spoke about the positive working relationship she had with the BID on the IB Business Expo event.

In response to Mayor Janney's request, MIKE OSBORNE, of the BID, said that he would look into cleaning sidewalks as a future project.

MOTION BY ROSE, SECOND BY MCCOY, TO ACCEPT THE WRITTEN AND VERBAL REPORT FROM THE BID ADVISORY BOARD ON THE FY 2009/2010 ANNUAL REPORT AND FY 2010/2011 BUDGET AND PROPOSED ACTIVITIES AND TO ADOPT RESOLUTION NO. 2010-6951 APPROVING THE IMPERIAL BEACH BUSINESS IMPROVEMENT DISTRICT REPORT AND DECLARING ITS INTENTION TO LEVY AN ANNUAL ASSESSMENT FOR THE DISTRICT PURSUANT TO THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989. MOTION CARRIED UNANIMOUSLY.

6.2 NEW REDEVELOPMENT BOND PARAMETERS. (0340-95)

CITY MANAGER BROWN introduced the item.

FINANCE DIRECTOR MCGRANE gave a report on the item; he responded to questions regarding the court case against the State of California, noting it is on appeal; and he spoke favorably of the initial judgment.

City Council expressed concern about the State of California taking away local money and the difficulty in funding projects if this continues; there was a discussion on redevelopment funds and what it can and cannot be spent on; the purpose of the bond; and the need to state on which projects the bonds will be spent, and how the monies will be used.

6.3 PROPOSED PROJECT PROPOSALS FOR THE FY 2011/2012 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM. (0650-33)

COUNCILMEMBER ROSE announced she had a potential conflict of interest due to the proximity to her home and left Council Chambers at 6:39 p.m.

CITY MANAGER BROWN reported the item.

Consensus of City Council to direct staff to recommend the 13th St. & Ebony Ave. crosswalks for the FY 2011/2012 CDBG Program with the remainder of funding for the 5th St. & Imperial Blvd. crosswalk project at the October 20 public hearing.

COUNCILMEMBER ROSE returned to Council Chambers at 6:41 p.m.

6.4 RESOLUTION NO. 2010-6952 – AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH RECON FOR ENVIRONMENTAL PLANNING CONSULTANT SERVICES FOR THE BIKEWAY VILLAGE PROJECT AND ASSOCIATED REZONING AND AUTHORIZING THESE SERVICES TO BE INITIALLY FUNDED THROUGH GENERAL FUND RESERVES AND RESOLUTION NO. R-10-231 – AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH RECON FOR ENVIRONMENTAL PLANNING CONSULTANT SERVICES FOR THE BIKEWAY VILLAGE PROJECT AND ASSOCIATED REZONING AND AUTHORIZING THESE SERVICES TO BE FUNDED THROUGH REDEVELOPMENT FUNDS. (0600-20)

COUNCILMEMBER MCCOY announced she had a potential conflict of interest on the item and left Council Chambers at 6:41 p.m.

CITY MANAGER BROWN introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE gave a report on the item.

MAYOR PRO TEM KING spoke in support for the Bikeway Village Project, noting there is no place to stop besides the City of Coronado; and he suggested installation of an Imperial Beach information kiosk to draw people into the city.

MOTION BY BRAGG, SECOND BY ROSE, TO ADOPT RESOLUTION NO. 2010-6952 – AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH RECON FOR ENVIRONMENTAL PLANNING CONSULTANT SERVICES FOR THE BIKEWAY VILLAGE PROJECT AND ASSOCIATED REZONING AND AUTHORIZING THESE SERVICES TO BE INITIALLY FUNDED THROUGH GENERAL FUND RESERVES AND RESOLUTION NO. R-10-231 – AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH RECON FOR ENVIRONMENTAL PLANNING CONSULTANT SERVICES FOR THE BIKEWAY VILLAGE PROJECT AND ASSOCIATED REZONING AND AUTHORIZING THESE SERVICES TO BE FUNDED THROUGH REDEVELOPMENT FUNDS. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
DISQUALIFIED:	COUNCILMEMBERS:	MCCOY (DUE TO A POTENTIAL CONFLICT OF INTEREST)

COUNCILMEMBER MCCOY returned to Council Chambers at 6:47 p.m.

6.5 RESOLUTION NO. 2010-6949 – AWARDING A CONTRACT FOR CERTAIN PUBLIC WORKS PROJECT TO WIT – 13TH STREET & EBONY AVENUE PEDESTRIAN ACCESS RAMP (S10-201). (0720-40)

CITY MANAGER BROWN reported the item.

MOTION BY KING, SECOND BY MCCOY, TO ADOPT RESOLUTION NO. 2010-6949 – AWARDING A CONTRACT FOR CERTAIN PUBLIC WORKS PROJECT TO WIT – 13TH STREET & EBONY AVENUE PEDESTRIAN ACCESS RAMP (S10-201). MOTION CARRIED UNANIMOUSLY.

6.6 RESOLUTION NO. R-10-232 – AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH WALK SAN DIEGO TO ADMINISTER THE SCOPE OF WORK FOR THE ENVIRONMENTAL JUSTICE – TRANSPORTATION PLANNING – GRANT FY 2010/2011. (0390-86)

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item.

MOTION BY KING, SECOND BY MCCOY, TO ADOPT RESOLUTION NO. R-10-232 – AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH WALK SAN DIEGO TO ADMINISTER THE SCOPE OF WORK FOR THE ENVIRONMENTAL JUSTICE – TRANSPORTATION PLANNING – GRANT FY 2010/2011. MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

MAYOR JANNEY adjourned the meeting at 6:53 p.m.

James C. Janney, Mayor

Jacqueline M. Hald, CMC
City Clerk